

FISCAL NOTE

HB 1373 - SB 1650

February 23, 2001

SUMMARY OF BILL:

- Requires the Commissioner of Environment and Conservation to establish a program for the education of owners and occupants of target housing and child-occupied facilities concerning lead-based paint hazards. Such program is required to meet the requirements of the federal program.
- Requires persons who perform renovation in such facilities for compensation to provide owners and occupants a lead hazard information pamphlet prior to commencing the renovation.
- Makes it unlawful for persons performing renovations to fail to comply with the requirements of this act.
- Clarifies that fees collected go into the Environmental Protection Fund.

ESTIMATED FISCAL IMPACT:

Other Fiscal Impact - Prevents the loss of \$58,000 in federal grant funds.

- Currently the Tennessee Lead-Based Paint Abatement Certification Act of 1997 is equivalent to EPA's Toxic Substance Control Act Section 402 which provides for the certification, compliance and enforcement program for lead-based paint professionals. To comply with additional federal guidelines, under 15 U. S. C. § 2681, the state's program must include a provision governing the distribution of educational materials to occupants and owners by renovators and remodelers. Failure to change the state statute to comply with the above federal guidelines could result in the loss of some federal funding to the department.
- Makes failure to comply with such requirements subject to penalties.
- Fees derived from the certification process are currently deposited into the Environmental Protection Fund.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director